

\*\*E-filed 5/29/2007\*\*

NOT FOR CITATION  
IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

VINICIO GASCA,

Petitioner,

v.

UNITED STATES OF AMERICA,

Respondent.

Civ. Case No. C 07-2121 JF  
Crim. Case No. CR 06-0576 JF

ORDER<sup>1</sup> RE DUPLICATE MOTION  
UNDER 28 U.S.C. § 2255

On April 17, 2007, Petitioner Vinicio Gasca moved to vacate, correct, or set aside the sentence he received in criminal case number CR 06-0576 JF. On May 21, 2007, the Court issued an order to show cause why the motion should not be granted. On May 9, 2007, Petitioner filed a duplicate of his earlier motion, along with a letter from his wife, Kara Gasca. Because those filings were not marked with the instant case number, a new case file was opened under the number C 07-2503 JF. In light of this duplication, the Clerk of the Court hereby is ordered to close administratively case number C 07-2503 JF and to transfer the two existing filings in that case to case number C 07-2121 JF. Any future filings by Petitioner related to his motion to vacate his sentence should bear the case number C 07-2121 JF.

<sup>1</sup> This disposition is not designated for publication and may not be cited.

1 IT IS SO ORDERED

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4 DATED: May 29, 2007

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7 JEREMY FOGEL  
United States District Judge  
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1 A copy of this order has been sent to:

2 Vinicio Gasca  
10564-111  
3 Correctional Institution  
P.O. Box 3001-0001  
4 California City, CA 93504